



U.S. Department
of Transportation

Research and
Special Programs
Administration

FEB 14 2000

400 Seventh Street, S.W.
Washington, D.C. 20590

DOT-E 11503
(SECOND REVISION)

EXPIRATION DATE: January 31, 2002

(FOR RENEWAL, SEE 49 CFR § 107.109)

1. **GRANTEE:** The American Waterways Operators member companies identified below that operate in Puget Sound and Alaska:

Alaska Marine Lines
Boyer Towing Inc.
Foss Maritime Company
Northland Services,
Inc.

Alaska Outport Transportation Co.
Crowley Marine Services, Inc.
Jore Marine Services, Inc.
Samson Tug & Barge

2. **PURPOSE AND LIMITATION:** This exemption authorizes the transportation in commerce of certain closed freight containers on unmanned deck barges without the need to segregate the freight containers in accordance with the provisions of § 176.83(f). This exemption provides no relief from any Hazardous Materials Regulation other than as specifically stated herein.
3. **REGULATORY SYSTEM AFFECTED:** 49 CFR Parts 106, 107 and 171-180
4. **REGULATIONS FROM WHICH EXEMPTED:** 49 CFR § 176.83(f)

The grantee is exempt from the requirement to segregate a freight container from other freight containers in accordance with the provisions of § 176.83(f) when the freight container contains less than 454 kg (1,001 pounds) of hazardous materials covered by Table 2 of § 172.504.

5. **BASIS:** This exemption is based on the application of The American Waterways Operators Pacific Regional Office dated November 17, 1999, submitted in accordance with § 107.109.

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6. HAZARDOUS MATERIALS (49 CFR § 172.101):

Hazardous materials description/proper shipping name	Hazard Class/Division	Identification number	Packing Group
Hazardous materials classed in the following Divisions or Classes: 1.4, 1.5, 1.6, 2.1, 2.2, 3, Combustible liquid, n.o.s., 4.1, 4.2, 5.1, 5.2, 6.1(PG I or II, other than PG I inhalation hazard), 6.1(PG I), 6.2, 8, 9, ORM-D	As Appropriate	As Appropriate	As Approp.

7. SAFETY CONTROL MEASURES:

a. PACKAGING - The outside of a freight container which is being transported by unmanned deck cargo barge under the terms of this exemption must be plainly and durably marked "DOT-E 11503" adjacent to each placard which is required to be affixed to the container.

b. Only freight containers that meet the definition of "closed freight container" in § 176.2 may be used under the terms of this exemption.

8. MODES OF TRANSPORTATION AUTHORIZED: Cargo Vessel
(Unmanned deck cargo barge only).

9. MODAL REQUIREMENTS:

a. A current copy of this exemption must be carried aboard each tug or towing vessel used to transport by barge the packages covered by this exemption.

b. The shipments authorized under this exemption may be transported only on unmanned deck cargo barges operated in and between waters of Puget Sound and Alaska.

10. **COMPLIANCE:** Failure by a person to comply with any of the following may result in suspension or revocation of this exemption and penalties prescribed by the Federal hazardous materials transportation law, 49 U.S.C. 5105 et seq:

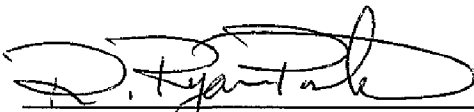
- o All terms and conditions prescribed in this exemption and the Hazardous Materials Regulations, 49 CFR Parts 171-180.
- o Registration required by § 107.106 et seq., when applicable.

Each "Hazmat employee", as defined in § 171.8 who performs a function subject of this exemption must receive training on the requirements and conditions of this exemption in addition to the training required by §§ 172.700 through 172.704.

No person may use or apply this exemption, including display of its number, when the exemption has expired or is otherwise no longer in effect.

11. **COMPLIANCE:** The carrier is required to report any incident involving loss of packaging contents or packaging failure to the Associate Administrator for Hazardous Materials Safety (AAHMS) as soon as practicable. (Sections 171.15 and 171.16 apply to any activity undertaken under the authority of this exemption.) In addition, the holder(s) of this exemption must inform the AAHMS, in writing, of any incidents involving the package and shipments made under the terms of this exemption.

Issued at Washington, D.C.:


for Robert A. McGuire
Acting Associate Administrator
for Hazardous Materials Safety

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Address all inquiries to: Associate Administrator for
Hazardous Materials Safety, Research and Special Programs
Administration, Department of Transportation, Washington, D.C.
20590.

Attention: DHM-31.

The original of this exemption is on file at the above office.
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